

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
SUNNYVALE AMENDING THE PRECISE ZONING PLAN, ZONING
DISTRICTS MAP, TO REZONE CERTAIN PROPERTY LOCATED AT
775 SOUTH WOLFE ROAD FROM R-3/PD (MEDIUM DENSITY
RESIDENTIAL/PLANNED DEVELOPMENT) TO R-2/PD (LOW-
MEDIUM DENSITY RESIDENTIAL/PLANNED DEVELOPMENT)
ZONING DISTRICT**

THE CITY COUNCIL OF THE CITY OF SUNNYVALE DOES ORDAIN AS FOLLOWS:

SECTION 1. AMENDMENT OF PRECISE ZONING PLAN. The Precise Zoning Plan, Zoning Districts Map, City of Sunnyvale (Section 19.16.070 of the Sunnyvale Municipal Code) hereby is amended in order to include certain properties within the R-2/PD (LOW MEDIUM DENSITY RESIDENTIAL/PLANNED DEVELOPMENT) ZONING DISTRICT which properties are presently zoned R-3/PD (MEDIUM DENSITY RESIDENTIAL/PLANNED DEVELOPMENT) ZONING DISTRICT. The location of the properties is set forth on the scale drawing attached as Exhibit "A."

SECTION 2. CEQA COMPLIANCE. The City Council hereby determines that the Mitigated Negative Declaration prepared for this ordinance has been completed in compliance with the requirements of the California Environmental Quality Act (CEQA) and reflects the independent judgment of the City, and finds that adoption of the ordinance will have no significant negative impact on the area's resources, cumulative or otherwise. The Director Community Development shall file a Notice of Determination with the County Clerk pursuant to CEQA guidelines.

SECTION 3. EFFECTIVE DATE. This ordinance shall be in full force and effect thirty (30) days from and after the date of its adoption.

SECTION 4. PUBLICATION. The City Clerk is directed to cause a copy of this ordinance to be published at least once within fifteen (15) days after its adoption in The Sun, the official newspaper of the City of Sunnyvale.

Introduced at a regular meeting of the City Council held on February 15, 2005, and adopted as an ordinance of the City of Sunnyvale at a regular meeting of the City Council held on _____, by the following vote:

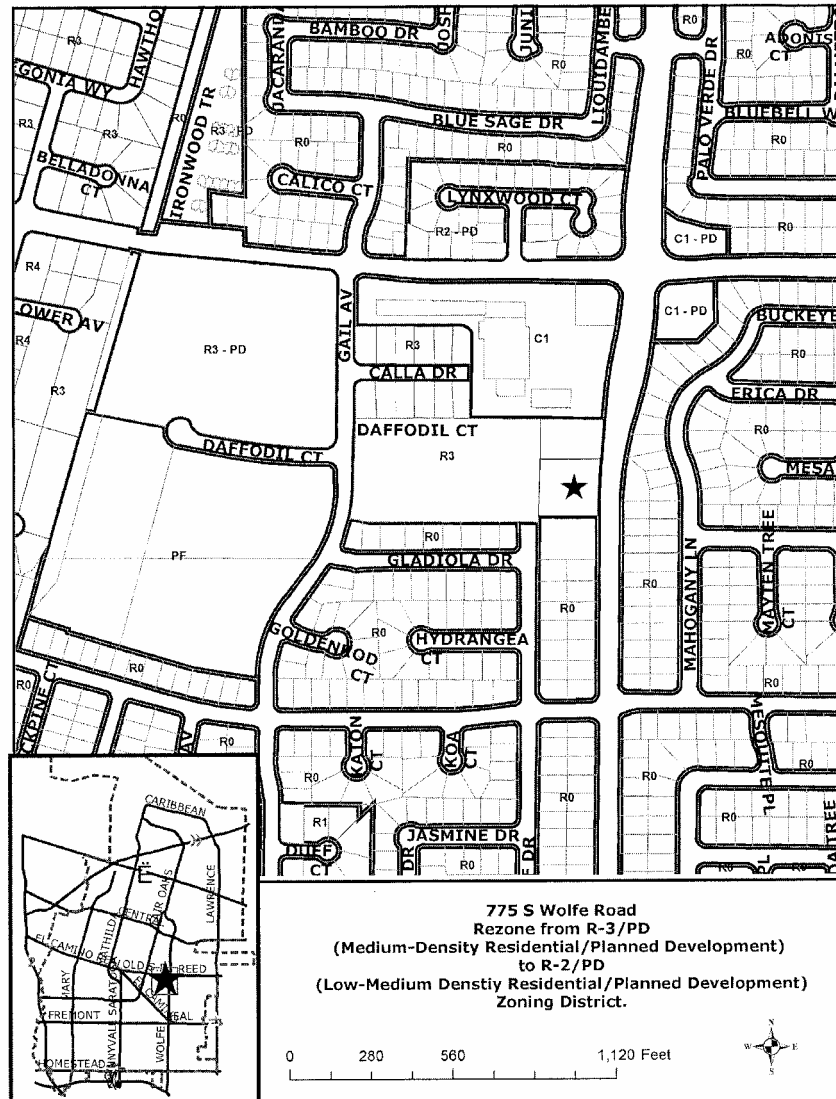
AYES:
NOES:
ABSENT:

ATTEST:

APPROVED:

City Clerk
SEAL

Mayor



RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
SUNNYVALE ADOPTING AN AMENDMENT TO THE 1972
GENERAL PLAN OF THE CITY OF SUNNYVALE TO CHANGE
DESIGNATION FROM "MEDIUM DENSITY RESIDENTIAL/
PLANNED DEVELOPMENT" TO "LOW-MEDIUM DENSITY
RESIDENTIAL/PLANNED DEVELOPMENT" FOR PROPERTY
LOCATED AT 775 SOUTH WOLFE ROAD**

WHEREAS, the Department of Community Development has proposed an amendment to the 1972 General Plan of the City of Sunnyvale as heretofore amended, which proposed amendment is set forth in the report of the Planning Officer to the Planning Commission dated January 24, 2005; and

WHEREAS, the Planning Commission held a noticed public hearing on the proposed amendment January 24, 2005, and recommended that the City Council amend the General Plan Designation for the site; and

WHEREAS, the City Council pursuant to published notice held a public hearing on February 15, 2005, concerning the proposed amendment; and

WHEREAS, a Negative Declaration has been prepared in compliance with CEQA laws and City Guidelines;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SUNNYVALE THAT:

1. The City Council finds and determines that the amendment conforms with and contains the requirements provided for in the "Uniform Planning and Zoning Code of the City of Sunnyvale," constitutes a suitable and logical change in the plan for physical development of the City of Sunnyvale, and is in the public interest.
2. The 1972 General Plan of the City of Sunnyvale, and more particularly the summary map, is hereby amended to change from "MEDIUM DENSITY RESIDENTIAL/PLANNED DEVELOPMENT" to "LOW-MEDIUM DENSITY RESIDENTIAL/PLANNED DEVELOPMENT" designation, certain property shown on the map attached and incorporated by this reference.
3. The Mitigated Negative Declaration which has been prepared complies with the California Environmental Quality Act, as amended, and Resolution No. 118-04. The Director of Community Development shall file a Notice of Determination with the County Clerk pursuant to Title 14, California Code of Regulations Section 15075.

Attachment 6
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4. The City Clerk is directed to file a certified copy of the amendment to the 1972 General Plan of the City of Sunnyvale with the Board of Supervisors and the Planning Commission of the County of Santa Clara and the planning agency of each city within the County of Santa Clara. The City Clerk is directed further to file a certified copy of the amendment with the legislative body of each city, the land of which may be included in the plan. The filing of a certified copy of this resolution constitutes compliance with this section.

Adopted by the City Council at a regular meeting held on February 15, 2005, by the following vote:

AYES:
NOES:
ABSENT:

ATTEST:

APPROVED:

City Clerk
(SEAL)

Mayor

